

PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING

PATENT

ATTORNEY DOCT No. 27459-803/080

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

)
Group Art Unit: 2603

MOURA et al.

)
Examiner: HOM, S.

Serial No.: 08/697,080

)

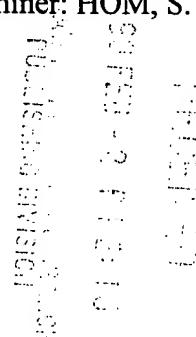
Filed : August 20, 1996

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For: HYBRID ACCESS SYSTEM
EMPLOYING ACKNOWLEDGMENT
SUPPRESSION

)

FORMAL DRAWINGS



February 2, 1998/JDJ

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June 15, 1998/JDJ

Logged 7/17/98

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Serial No.: 08/697,080) Examiner: HOM, S.
Filed : August 20, 1996) Notice of
For: HYBRID ACCESS SYSTEM) Allowance Mailed: November 14, 1997
EMPLOYING ACKNOWLEDGMENT) Batch No. U19
SUPPRESSION)
(As Amended))

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

CITATION OF ART

Although prosecution on the merits is closed in the instant application, applicants cite the following documents:

U.S. Patent No. 4,528,663 issued 7/9/85 Citta;

U.S. Patent No. 3,859,596 issued 1/7/75 Jannery et al.;

U.S. Patent No. 4,633,462 issued 12/30/86 Stifle et al.;

U.S. Patent No. 4,498,169 issued 3/14/83 Rozmus:

U.S. Patent No. 4,494,111 issued 1/15/85 Rocci et al.

U.S. Patent No. 4 868 795 issued 9/19/89 McDavid et al.

U.S. Patent No. 3,836,888 issued 9/17/74 Boenke et al.

U.S. Patent No. 4,512,033 issued 4/16/85 Schrock;

U.S. Patent No. 5,155,590 issued 10/13/92 Beyer, II et al.;

Networking 92, 2nd Annual PI Meeting, New Orleans, September 1-2, 1992;

Networking '93, 3rd Annual Principal Investigators Meeting, Santa Rosa, California,

August 31-September 2, 1993;

McNamara, R.P. and Morse, P.E., "MetroNet: An Overview of a CATV Regional Data Network," NCTA 31st Annual Convention & Exposition, May 3-5, 1982, Las Vegas;

McGarty, T.P. and Veith, R., "Hybrid Cable and Telephone Computer Communications," Compcon 83 Fall, Twenty-Fifth IEEE Computer Society International Conference, Arlington, VA;

McGinty, E., "Using Narrow Band Data Transmission as an Information Delivery System for CATV Applications," Cable 86, Dallas, Texas, March 15-18, 1986, NCTA;

Feldmeir, D., "A High-Speed Packet-Switching Network for CATV Systems," IEEE Transactions on Consumer Electronics (1985) Aug., No. 3;

Roberts, L., "Aloha Packet System With and Without Slots and Capture," Computer Communication Review, April 1975, Volume 5, No. 2. (Association for Computing Machinery);

Stanwyck, D., "A Reference Architecture for Enhanced CATV Networks, A Presentation to IEEE 802.6 CATV Access Protocol Study Group," March 7-11, 1994;

"Approved Minutes, March '94, IEEE P902.6 Working Group, Metropolitan Area Networks," West Palm Beach, FL, November 7-11, 1993;

Baran, P., "On Distributed Communications Networks," Reprinted from the IEEE Transaction of the Professional Technical Group on Communications Systems, Volume CS-12,

Number 1, March 1964;

Sirazi, S., Thomas, W., Rossen, T., "Two-Way Cable System Using Residential Facilities - NCTA Referred," 1984 IEEE International Conference on Consumer Electronics, June 6-8, 1984;

Abramson, N., "THE ALOHA SYSTEM - Another Alternative for Computer Communications," AFIPS Conference Proceedings, Volume 37, 1970 Fall Joint Computer Conference, November 17-19, 1970, Houston, Texas, AFIPS Press, 210 Summit Avenue, Montvale, New Jersey 07645; and

Estin, D.L., "Data Communications Via Cable Television Networks: Technical and Policy Considerations," May 1982, Massachusetts Institute of Technology Laboratory for Computer Science.

These documents were obtained in a letter dated March 31, 1998, from a defendant in a patent infringement action brought by assignee, Hybrid Networks, Inc. The action is Hybrid Networks, Inc., Plaintiff v. COM21, Inc. and Celestica, Inc., Defendants, Civil No. 98-00831 RMW in the U.S. District Court for the Northern District of California. The Action currently involves three patents: U.S. Patent No. 5,586,121, which issued from a parent application of the instant application; U.S. Patent No. 5,347,304; and Reissue Patent RE 35,774.

A copy of each of these documents was submitted in an Information Disclosure Statement filed May 22, 1998 in assignee's U.S. Application Serial No. 08/700,988.¹ Application Serial

¹ A copy of each of these documents was also submitted in an Information Disclosure Statement filed May 22, 1998 in assignee's U.S. Application Serial No. 08/703,767.

No. 08/700,988 was assigned to the Examiners of the instant application. Both Application Serial No. 08/700,988 and the instant application rely on assignee's Application No. 08/426,920 for an earlier filing dated under 35 U.S.C. § 120.

Applicants have not determined whether these cited documents might be relevant to the claimed invention of the instant application. This citation is not a representation that a search has been made or that no better art exists. This citation is not an admission that any of these documents describe prior art.

If there are any fees required for consideration of this citation that are not enclosed, please charge such fees to the Farkas & Manelli, PLLC Deposit Account No. 06-0115.

Respectfully submitted,

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DATED: 6/15/98